



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Attorney Docket: SAE-22

MICETICH et al

Serial Number: 519,491

Group Art Unit: 122

Filed: August 1, 1983

Examiner: N. Rizzo

For: PENICILLIN DERIVATIVES AND
PROCESS FOR PREPARATION OF
THE SAME

Date: May 8, 1985

R E S P O N S E

The Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

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MAY 14 1985

GROUP 120

Sir:

This is in response to the Official Action mailed February 20, 1985.

Claims 1 through 13, 15, and 17 through 20 have been rejected under the doctrine of obviousness-type double patenting, as being unpatentable over claim 1 of applicant's co-pending application serial number 501,560. In response to that rejection, an executed Terminal Disclaimer in compliance with 37 CFR 1.321(b) is being submitted with this response, and it is believed that this will overcome the rejection, especially in light of the statement to that effect made by the Examiner towards the end of the second paragraph appearing on page 2 of the Action.

A check in the amount of \$50 is attached to cover the Terminal Disclaimer fee.

The Commissioner is hereby authorized to charge fees (except the Issue Fee) which may be required now or hereafter, or credit any overpayment, to deposit account no. 13-5040. While it is believed that no such additional charges will be necessary, a duplicate of this response is, nevertheless attached for Finance Branch use, if necessary.

In the circumstances, it is believed that this application is now in a form suitable for immediate allowance, and early

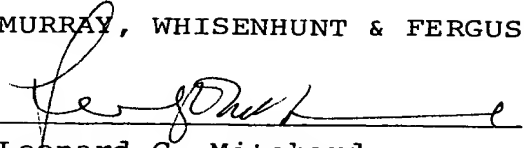
Serial No. 519,491

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action to that effect is requested.

Respectfully submitted,

MURRAY, WHISENHUNT & FERGUSON



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LCM/md

Attachment: check for \$50
Terminal Disclaimer